

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on En-grossed and Enrolled Bills, to which was referred:

S. B. No. 145, "An Act concerning water resources and water rights and water resources and water rights administration; further amending Article 7477 of the Revised Civil Statutes of Texas, 1925, as amended; changing the name of the Texas Water Commission to the Texas Water Rights Commission; defining certain terms; providing for the appointment and terms of office of the members of the Texas Water Rights Commission; providing for rules and regulations; providing for biennial reports; providing for the appointment and salary of an Executive Director; providing for the transfer of funds, records, and equipment; providing for the administration of permits to appropriate public waters; declaring legislative intent with regard to cancellation of unused permits and certified filings; providing that certain rights, powers, and duties of the Board of Water Engineers and the Texas Water Commission are transferred to the Texas Water Rights Commission; providing that the Attorney General shall be the legal advisor of the Commission and other legal counsel may be employed subject to the consent of the Attorney General; providing for cooperation with the United States and other state agencies; providing for appeals from rulings of the Commission; providing for copies of Commission records and rulings; amending Acts 1925, 39th Legislature, chapter 25, Section 3c, as amended, relating to the designation of underground water reservoirs and subdivisions thereof; providing a savings clause; providing for severability; repealing certain laws; providing an effective date; and declaring an emergency." has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 31, 1965

S. B. No. 50

S. B. No. 145

S. B. No. 146

S. B. No. 149

S. B. No. 408

S. B. No. 457

S. B. No. 532

S. B. No. 553

S. B. No. 559

S. B. No. 572

SEVENTY-FOURTH DAY

(Monday, May 31, 1965)

The Senate met at 7:30 o'clock p.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Kennard
Bates	Krueger
Blanchard	Moore
Calhoun	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Snelson
Hazlewood	Spears
Herring	Strong
Hightower	Watson
Kazen	Word

Absent—Excused

Cole

A quorum was announced present.

Lieutenant Governor Preston Smith offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Cole was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to

inform the Senate that the House has passed the following:

S. B. No. 233, A bill to be entitled "An Act to define the word audit as it applies to the examination of claims or accounts submitted to the Comptroller; providing that nothing in this Act shall be construed to give the Comptroller the right to refuse to pass for payment a legal claim for which a valid appropriation has been made; providing a repealer clause; and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk House of Representatives

Senate Resolution 842

Senator Strong offered the following resolution:

Whereas, The workload required of the present membership of the Senate has increased due to urban complexities of our State to the point where each Senator is required to serve on 10 to 15 committees, as many as 4 or 5 of which meet at the same time; and

Whereas, The Supreme Court ruling requiring the Senate to be apportioned on the basis of population only requires many of the Senatorial districts to contain so many counties that no possibility exists for one Senator to give adequate personal representation to the people of each county; and

Whereas, Leading experts in State Government have long felt that the membership of the Senate of Texas should be increased for better efficiency and better individual representation of the people of the respective districts; and

Whereas, The Legislature of Texas has approved a resolution calling for the submission of a constitutional amendment on September 7, 1965, to increase the membership of the Senate from 31 to 39 members; now, therefore, be it

Resolved by the Senate of Texas, That the executive committees of the Democratic Party of Texas and the Republican Party of Texas are requested to support the adoption of such resolution in every manner possible, both officially and personally; and be it further

Resolved, That the Governor of Texas, the Lieutenant Governor of Texas, and all other public officials

of the State of Texas are hereby requested to publicly and actively support the adoption of such amendment.

The resolution was read.

Senator Strong asked unanimous consent to consider the resolution immediately.

There was objection.

Senator Strong moved that S. R. No. 842 be considered immediately.

The motion prevailed by the following vote:

Yeas—17

Aikin	Patman
Blanchard	Ratliff
Calhoun	Reagan
Colson	Richter
Creighton	Rogers
Crump	Snelson
Dies	Strong
Hardeman	Watson
Herring	

Nays—4

Bates	Hightower
Harrington	Schwartz

Present—Not Voting

Kazen

Absent

Hall	Moore
Hazlewood	Parkhouse
Kennard	Spears
Krueger	Word

Absent—Excused

Cole

The resolution was then adopted.

Senate Concurrent Resolution 136

Senator Creighton by unanimous consent offered the following resolution:

S. C. R. No. 136, Inviting citizens of Colorado to visit Texas and enjoy the many tourist attractions of the State.

Whereas, The State of Texas is a leader in the nation in offering hunters, fishermen, campers and all lovers of the great outdoors, the greatest expanse of land, 80,000 miles of rivers and streams and rolling surf; and

Whereas, A Texas-size welcome mat is always out for hunters, fisher-

men, campers and tourists from other states; and

Whereas, There is an annual exodus each year of Texans migrating to our neighboring state to the northwest, the great State of Colorado, in search of trophy mule deer, elk, bear and sheep; and

Whereas, For many years there were more Texans hunting in Colorado than hunters from any other state except California, there being 13,085 Texans hunting deer in Colorado in 1964; and

Whereas, Texas, in addition to being the leading state in the nation to hunt the famous white-tail deer, offers 370 miles of coastline bordering the Gulf of Mexico which offers the finest bay fishing obtainable, and in the blue-purple offshore waters swim kingfish, mackerel, red snapper, tarpon, sail fish, marlin and hundreds of other species of game fish to provide thrills and excitement for lucky fishermen; and

Whereas, The State of Texas is particularly anxious for Coloradoans to learn of the outstandingly fertile fishing waters on her coastline; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that the State of Texas express its desire for the citizens of Colorado to explore and fish the offshore waters of Texas and to see and enjoy the other tourist attractions offered in Texas; and, be it further

Resolved, That copies of this Resolution be transmitted to Mr. Con Tolman and Mr. Jesse Williams of the Colorado Department of Game, Fish and Parks for presentation to the Director of Tourism and to Mr. Harry B. Woodward, Director of the Colorado Game, Fish and Parks Department.

The resolution was read.

On motion of Senator Creighton and by unanimous consent the resolution was considered immediately and was adopted.

House Bills and Resolutions on First Reading

The following bills and resolutions received from the House, were read the first time and referred to the committees indicated:

H. B. No. 252, To the Committee on Jurisprudence.

H. B. No. 297, To the Committee on Game and Fish.

H. B. No. 835, To the Committee on Education.

H. B. No. 845, To the Committee on Water and Conservation.

H. B. No. 896, To the Committee on State Departments and Institutions.

H. B. No. 996, To the Committee on Finance.

H. B. No. 1062, To the Committee on State Affairs.

H. B. No. 1151, To the Committee on Agriculture and Livestock.

H. C. R. No. 155, To the Committee on Rules.

H. C. R. No. 157, To the Committee on Rules.

Report of Committee to Select Poet Laureate of State

Senator Richter submitted the following report pursuant to the provisions of S. C. R. No. 10:

Austin, Texas,
May 31, 1965.

The Honorable Preston Smith, Lieutenant Governor of the State of Texas and President of the Senate.

The Honorable Ben Barnes, Speaker of the House of Representatives.

Sirs: We, your Committee appointed pursuant to Senate Concurrent Resolution No. 10 to select a Poet Laureate for the State of Texas, have selected Dr. Jenny Lind Porter of Seguin to be Poet Laureate of the State of Texas for the year 1965, and Mrs. Bessie Maas Rowe of Port Arthur to be Poet Laureate of the State of Texas for the year 1966. The Committee selected Miss Grace Marie Scott of Abilene as alternate Poet Laureate for the two-year period.

Respectfully submitted,

RICHTER
RATLIFF

On the part of the Senate.

SLIDER
BROWN

On the part of the House.

LARRY TEMPLE

On the part of the Governor.

The report was read and was adopted.

Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

H. C. R. No. 196, Directing the Enrolling Clerk to make corrections in the Conference Committee Report on H. B. No. 67.

House Concurrent Resolution 193 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 193, Resolved that the Regular Session of the 59th Legislature adjourn Sine Die at 5:00 o'clock p.m. on Monday, May 31, 1965.

The resolution was read.

Senator Aikin offered the following amendment to the resolution:

Amend H. C. R. No. 193 by striking out the words and figures "5:00 o'clock p.m." and inserting in lieu thereof the words and figures "9:00 o'clock p.m."

The amendment was read and was adopted.

The resolution as amended was then adopted.

Record of Vote

Senator Patman asked to be recorded as voting "Nay" on the adoption of the above resolution.

Bills and Resolutions Signed

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions:

S. J. R. No. 47, Proposing an amendment to the Constitution of the State of Texas, to provide for six-year terms of office for Senators and four-year terms of office for Representatives.

S. J. R. No. 39, Proposing an amendment to Section 18, Article VII, Constitution of the State of Texas, to transfer Arlington State College from the Texas A & M University System to The University of Texas System for building and permanent improvement financing purposes.

S. B. No. 538, A bill to be entitled "An Act amending Chapter 35, Acts of the First Called Session of the Fifty-third Legislature, being the Act creating Green Belt Municipal and Industrial Water Authority, by changing the name of the Authority; etc., and declaring an emergency."

S. B. No. 233, A bill to be entitled "An Act to define the word audit as it applies to the examination of claims or accounts submitted to the Comptroller; providing that nothing in this Act shall be construed to give the Comptroller the right to refuse to pass for payment a legal claim for which a valid appropriation has been made; providing a repealer clause; and declaring an emergency."

S. C. R. No. 110, Central Education Agency—contracts with Vocational Teacher Training Institutions of Texas.

S. C. R. No. 132, Allowing both Houses to take up S. B. No. 233 at any time.

S. C. R. No. 58, The Senate of Texas, the House of Representatives concurring, resolves to continue the Election Law Study Committee, which Committee shall begin its work upon the adjournment of the Regular Session of the 59th Legislature and report to the 60th Legislature.

S. C. R. No. 70, Providing for the compilation and printing of a brochure on "The Texas Capitol" for distribution to visitors.

Election of President Pro Tempore Ad Interim

The President announced that the next order of business was the election of a President Pro Tempore Ad Interim.

Senator Blanchard nominated the Honorable A. R. Schwartz of Galveston County to be President Pro Tempore of the Senate Ad Interim.

Senators Rogers, Kazen, Bates, Parkhouse, Creighton, Strong, Krueger, Richter, Hall, Dies, Word, Harrington, Kennard, Colson, Spears, and Aikin seconded the nomination of Senator Schwartz for the President Pro Tempore Ad Interim.

The President appointed Senators Creighton, Strong and Krueger as

tellers to take up and count the ballots.

The tellers reported that Senator Schwartz had received twenty-nine votes with one present and not voting and the President declared him duly elected as President Pro Tempore Ad Interim of the Fifty-ninth Legislature.

The President announced the appointment of Senators Blanchard, Rogers, Kazen, Bates and Parkhouse to escort Senator Schwartz and his family to the President's Rostrum.

The President then administered the Constitutional Oath of Office as President Pro Tempore Ad Interim of the Fifty-ninth Legislature to Senator Schwartz and presented him to the Senate.

Senator Schwartz addressed the Senate and thanked them for the honor bestowed upon him and his family.

The President Pro Tempore then presented his wife, Marilyn, his sons, Bobby and Dickey, and other sons Johnny and Tommy.

He also presented his brother-in-law and sister-in-law Dr. and Mrs. M. D. Cohn and daughter Rhonda and Mrs. Robert Nelson as his guests for the occasion.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to H. C. R. No. 193 by non-record vote.

S. C. R. No. 136, Relating to tourism.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk House of Representatives
(Senator Hardeman in the Chair).

Senate Resolution 844

(Caucus Report)

Senator Aikin offered the following resolution:

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: At a caucus held on May 31, 1965, and attended by 31 members of the Senate, the following recommendations were made, to-wit:

Be It Resolved by the Senate,

That the following named employees be retained for a number of days at the per diem salary specified in each case to perform such duties as may be required of them in connection with the business of the State, viz:

The Secretary of the Senate shall be retained during the interval between adjournment of this session and the convening of the next session of the Legislature, for which services he shall receive \$900.00 per month, and in addition thereto he and the Lieutenant Governor shall be furnished postage, telegraph, telephone, express and all other expenses incident to the office.

The Assistant Secretary of the Senate shall be employed by the Secretary of the Senate and shall be retained during the interval between adjournment of this session and the convening of the next session of the Legislature with a salary of \$16.00 per day, and one assistant secretary at \$14.00 per day.

The Lieutenant Governor may employ such employees as are necessary for the operation of his office from the closing of this session and until the convening of the next session, and shall employ some suitable person who shall index and annotate the Legislative Manual for the Senate of the Fifty-ninth Legislature and provide sufficient copies thereof to be paid for out of the Contingent Expense Fund for the use of the members of the Senate.

The Warrant Clerk shall be retained for a period of 30 days at a salary of \$16.00 per day.

The Calendar Clerk shall be retained for a period of 30 days at a salary of \$17.50 per day and the Assistant Calendar Clerk for a period of 30 days at a salary of \$16.00 per day.

The Journal Clerk shall be retained for a period of 360 days at \$20.00 per day, and the Assistant Journal

Clerk shall be retained for 360 days at \$16.00 per day.

The Sergeant-at-Arms, Richard Penn, shall be retained for the ad-interim at a salary of \$625.00 per month and 1 assistant for 15 days at \$15.00 per day, and 1 assistant for 15 days at \$18.00 per day, and 2 assistants during the interim, one to be paid \$9.00 per day for half-time and one to be paid \$7.50 per day for half-time.

The Lieutenant Governor may employ or retain at \$9.00 per day as many porters as may be necessary, and a head porter at \$14.00 per day.

The Enrolling and Engrossing Clerk shall be retained 30 days at \$20.00 per day, and 6 assistants to assist her shall be retained for 25 days at \$13.00 per day, and 1 assistant for 30 days at \$16.00 per day.

The private secretary of each Senator may be retained for 14 days at \$16.00 per day to perform such duties as may be required of them.

The Mailing Clerk of the Senate shall be retained for 21 days at \$18.00 per day and 1 assistant for 21 days at \$15.00 per day, and 2 assistants for 7 days at \$12.00 per day and 1 assistant at \$14.00 per day for 7 days.

The Postmistress shall be retained for a period of 7 days at a salary of \$12.00 per day.

The Chairman of the Senate Committee on Contingent Expenses is hereby authorized and directed to cause the Senate Chamber to be placed in order and an inventory made of all furniture and fixtures in the Senate Chamber and in the private offices of the members, as well as of the supplies and equipment on hand in the room of the Sergeant-at-Arms, and close his books for the Regular Session of the Fifty-ninth Legislature. He shall also examine records and accounts payable out of the Contingent Expense Fund as shall be necessary, properly to approve all claims and accounts against the Senate, and no claim or account shall be paid without his consent and approval, and he shall be entitled to receive his actual and necessary expenses incurred while in the performance of such duties during the interim.

Resolved, That there shall be printed 325 volumes of the Senate Journal of the Regular Session of the Fifty-ninth Legislature, and when com-

pleted, 250 copies shall be bound in buckram and delivered to the Secretary of the Senate and one volume thus bound shall be forwarded by the Secretary of the Senate to each member of the Senate and House of Representatives, to the Lieutenant Governor, and 75 paper bound copies shall be furnished to the State Library. Such journal may, in the alternate, be included with the prior journals for the Fifty-ninth Legislature. The printing of such journals shall be done in accordance with the provisions of this resolution under the supervision of the Chairman of the Committee on Contingent Expense; provided, further, that it shall be the duty of said Chairman to refuse to receive or receipt for said Senate Journals until corrected and published in accordance with the pre-existing law as finally approved by the Chairman of the Committee on Contingent Expenses of the Senate. When the accounts have been certified to by the Chairman of the Committee on Contingent Expense of the Senate, said accounts shall be paid out of the Contingent Expense Fund of the Fifty-ninth Legislature; and be it further

Resolved, That all salaries herein authorized to be incurred and paid for shall be paid out of the per diem and contingent expense fund of the Fifty-ninth Legislature upon warrants signed by the Lieutenant Governor and the Secretary of the Senate. All warrants for the payment of materials, supplies and expenses of the Senate shall be paid upon warrants signed by the Lieutenant Governor and Chairman of the Senate Committee on Contingent Expenses; and be it further

Resolved, That the Contingent Expense Committee is hereby authorized and directed to pay for telephone service, office supplies and other reasonable and necessary expenses for the use of the members of the Senate during any period the Legislature is not in Session, such expenses to be paid from H. B. No. 86, as passed by the Regular Session of the 58th Legislature, 1963, H. B. 374 passed by the Regular Session of the 59th Legislature, 1965, and H. B. No. 12 passed by the Regular Session of the 59th Legislature, 1965, or any other funds appropriated for the use of the Senate on vouchers approved by the Chairman of the Contingent Expense Committee and the

Lieutenant Governor in accordance with regulations governing such expenditures approved by the Lieutenant Governor; and be it further

Resolved, That payment for expenses for supplies, telephone, salaries, stamps or any other reasonable and necessary expenses for any member of the Senate during any calendar month should not be in excess of \$400.00. In no instance, however, shall the interim expense exceed the monthly amount times the number of months or parts thereof comprising the interim. The Sergeant-at-Arms and the Secretary of the Senate are instructed not to prepare for payment any expense in excess of such amount.

The total amount of expenses of any kind allowable hereunder for any member shall not be cumulative.

Resolved, That the cash balance on hand under the provisions of S. R. No. 15 of the Forty-seventh Legislature be turned over to the Secretary of the Senate and he is directed to have full charge of the vending machines and to expend receipts thereof as now authorized by said resolution; and be it further

Resolved, That a matron be retained for the women's rest room at a salary of \$9.00 per day; and be it further

Resolved, That the Lieutenant Governor and the Chairman of the Senate Committee on Contingent Expense shall have authority to employ such additional personnel as may from time to time be required and to purchase such supplies and to make all such repairs and improvements as are necessary between the adjournment of this session and the convening of the next session of the Legislature; and be it further

Resolved, That with the approval of the Lieutenant Governor and the Chairman of the Committee on Contingent Expense, the actual expenses of members serving on interim committees whose expenses are not otherwise provided for shall be reimbursed from the Contingent Expense Fund; and be it further

Resolved, That the Lieutenant Governor is authorized to appoint Rev. W. H. Townsend, Senate Chaplain, during the ad-interim as an assistant to work under the direction of the Lieutenant Governor and the Chairman of the Contingent Expense Com-

mittee at a salary of \$14.00 per day; and be it further

Resolved, That the Lieutenant Governor shall have the authority to appoint the Secretary of the Senate to attend National Legislative Conferences and other meetings of the National Association of Secretaries of the Senate. Necessary and actual expenses are hereby authorized upon the approval of the Chairman of the Contingent Expense Committee.

The Lieutenant Governor shall appoint a Custodian of the Senate to perform such services as the Lieutenant Governor or the Secretary of the Senate may direct and the Custodian to receive the sum of \$14.00 per day.

The Sergeant-at-Arms is specifically directed not to permit the removal of any of the property of the Senate from the Senate Chamber or the rooms of the Senate.

Respectfully submitted,

A. M. AIKIN, JR.,
Chairman of the Caucus.

GRADY HAZLEWOOD,
Secretary of the Caucus

On motion of Senator Aikin and by unanimous consent the reading of the resolution was dispensed with and he explained the resolution.

The resolution was then adopted.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on the adoption of S. R. No. 844.

Senate Notified

A Committee from the House of Representatives appeared at the Bar of the Senate and Mr. Thurmond for the committee notified the Senate that the House was ready to adjourn sine die.

Committee to Notify the House of Representatives

Senator Aikin moved that the President appoint a Committee to notify the House of Representatives that the Senate was ready to adjourn sine die.

The motion prevailed.

The Presiding Officer announced the appointment by the President of the

following as a Committee to notify the House:

Senators Colson, Watson and Bates.

Committee to Notify the Governor

Senator Aikin moved that the President appoint a Committee to notify the Governor that the Senate was ready to adjourn sine die.

The motion prevailed.

The Presiding Officer announced the appointment by the President of the following as a Committee to notify the Governor:

Senators Herring, Hardeman and Rogers.

Senate Resolution 845

Senator Aikin offered the following resolution:

Whereas, with the closing of the 59th Legislature, the Senate desires to express its appreciation of the fairness and dignity with which the President of the Senate has conducted its affairs and business from the convening on January 12, Anno Domini, 1965, to its adjournment on May 31, Anno Domini, 1965; and

Whereas, the President has been sympathetic with the many problems of individual members and has cooperated with them to the fullest extent possible, beginning with the assignment of the committee members, being available for advice and help throughout the Session, Now, Therefore, Be It

Resolved by the Senate of Texas that it does hereby express its genuine appreciation and gratitude to the Honorable Preston Smith, Lieutenant Governor of Texas and President of the Senate for his fairness, understanding and cooperation in the conduct of its affairs during the 59th Session of the Legislature.

AIKIN
BATES
HARDEMAN

Signed—Blanchard, Calhoun, Cole, Colson, Creighton, Crump, Dies, Hall, Harrington, Hazlewood, Herring, Hightower, Kazen, Kennard, Krueger, Moore, Parkhouse, Patman, Ratliff, Reagan, Richter, Rogers, Schwartz, Snelson, Spears, Strong, Watson, Word.

The resolution was read.

On motion of Senator Krueger and by unanimous consent the names of all of the Senators were added to the resolution as signers thereof.

The resolution was then unanimously adopted.

(President in the Chair).

Bill and Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill and resolution:

H. C. R. No. 193, Resolved that the Regular Session of the 59th Legislature adjourn sine die at 9:00 o'clock p.m. Monday, May 31, 1965.

S. B. No. 564, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas known as Harbor Improvement District, declaring district a governmental agency, body politic and corporate; defining the boundaries, finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; etc., and declaring an emergency."

House Notified

The Committee to notify the House of Representatives that the Senate was ready to adjourn sine die appeared at the Bar of the Senate and Senator Colson for the Committee reported that the Committee had performed the duty assigned it.

House Concurrent Resolutions on First Reading

The following House Concurrent Resolutions received from the House, were read the first time and referred to the Committees indicated:

H. C. R. No. 189, To the Committee on Rules.

H. C. R. No. 192, To the Committee on Rules.

H. C. R. No. 191, To the Committee on Rules.

H. C. R. No. 165, To the Committee on Rules.

H. C. R. No. 170, To the Committee on Rules.

H. C. R. No. 91, To the Committee on Counties, Cities and Towns.

H. C. R. No. 117, To the Committee on State Departments and Institutions.

H. C. R. No. 166, To the Committee on Rules.

H. C. R. No. 158, To the Committee on Rules.

H. C. R. No. 181, To the Committee on Rules.

House Concurrent Resolution 167 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 167, Expressing appreciation to the members of The Texas Commission on Higher Education.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the resolution was considered immediately and was adopted.

Conference Committee Report on House Bill 97

The Senate resumed the consideration of the pending business, same being the Conference Committee Report on H. B. No. 97.

Question—Shall the Conference Committee Report on H. B. No. 97 be adopted?

Governor Notified

The Committee to notify the Governor that the Senate was ready to adjourn sine die appeared at the Bar of the Senate and Senator Herring for the Committee reported that the Committee had performed the duty assigned it.

Bills and Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

S. B. No. 565, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Pirate's

Cove Municipal Utility District, declaring district a governmental agency, body politic and corporate; etc.; and declaring an emergency."

H. C. R. No. 173, Suspending the Joint Rules to consider Senate Bill No. 439.

H. C. R. No. 195, Inviting Gov. John Connally to address a Joint Session of the House and Senate in the Hall of the House of Representatives at 4:00 p.m. today, May 31, 1965.

H. C. R. No. 194, Suspending Joint Rules to allow either House to take up and consider at any time H. J. R. 24.

H. C. R. No. 188, Instructing Enrolling Clerk of the House to make certain corrections in enrolled copy of House Bill No. 1015.

H. C. R. No. 176, Expressing gratitude to all the staff of the Texas Legislative Service.

H. C. R. No. 190, Suspending all necessary rules to permit consideration of H. B. No. 107 at any time.

H. C. R. 186, Suspending the Joint Rules to permit consideration of S. J. R. No. 39 at any time.

H. C. R. No. 197, Directing the Senate Enrolling Clerk to make certain corrections in the Conference Committee Report on S. B. No. 107.

H. B. No. 67, A bill to be entitled "An Act to apportion the State of Texas into congressional districts, naming the counties and parts of counties composing the districts, providing for the election of a Member of the Congress of the United States from each district; repealing Chapter 286, Acts of the 55th Legislature, Regular Session, 1957; and declaring an emergency.

H. B. No. 154, A bill to be entitled "An Act permitting a person holding a valid license as an operator to drive certain commercial motor vehicles; amending Subsection 4a, Section 3, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended; and declaring an emergency."

H. B. No. 823, A bill to be entitled "An Act to authorize commissioners courts to provide a suitable place for holding elections held at county ex-

pense; amending Section 11, Texas Election Code; and declaring an emergency."

H. B. No. 332, A bill to be entitled "An Act relating to and authorizing a minimum and maximum salary for the official shorthand reporters of the 17th, 48th, 67th, 96th and 153rd Judicial Districts of Texas and of Criminal District Court and Criminal District Court No. 2, all of such Judicial District and Courts being in Tarrant County, Texas, providing the time, method and manner of payment; repealing all laws in conflict, providing a saving clause, and declaring an emergency."

H. B. No. 1042, A bill to be entitled "An Act relating to the creation, organization, powers and functions, of a conservation and reclamation district to be known as the Upper Colorado River Authority; and declaring an emergency."

H. C. R. No. 167, Expressing appreciation to members of Texas Commission on Higher Education.

S. C. R. No. 136, Inviting citizens of Colorado to visit Texas and enjoy the many tourist attractions of the State.

H. B. No. 968, A bill to be entitled "An Act amending Section 2 of Chapter 3, page 68, Acts of the 46th Legislature, Regular Session, 1939, (codified as Article 306a, Texas Civil Statutes), relating to prerequisites for taking the regular examination for license to practice law; making this Act severable; repealing all laws in conflict; and declaring an emergency."

H. B. No. 1015, A bill to be entitled "An Act relating to the abolishing of the office of ex officio county superintendent in certain counties; and declaring an emergency."

H. J. R. No. 24, Proposing an amendment to Article VI of the Constitution of the State of Texas by adding a new Section thereto, Section 2a, to provide for voting on electors for President and Vice President, and on all statewide offices, questions or propositions, by persons qualified to vote in this State except for meeting county or district residence requirements, and to provide for voting on electors for President and Vice

President by otherwise qualified United States citizens who have moved into or out of the State preceding a presidential election.

President Addresses the Senate

The President addressed the Senate and expressed appreciation for the cooperation from the Members in making the Fifty-ninth Regular Session of the Legislature a very successful Session.

Expressing Appreciation to Dean of the Senate

Senator Krueger was recognized and he expressed appreciation from the Members of the Senate to Senator A. M. Aikin, Jr., Dean of the Senate, for assistance to Members during the Session.

Welcome Resolution

S. R. No. 843—By Senator Hall: Extending welcome to John Avery, wife and daughter of Honey Grove.

Adjournment Sine Die

The President announced that the hour for final adjournment of the Regular Session of the Fifty-ninth Legislature had arrived.

Senator Colson moved that the Senate stand adjourned sine die.

The motion prevailed and the President declared the Regular Session of the Fifty-ninth Legislature adjourned Sine Die at 8:59 o'clock p.m.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 233, "An Act to define the word audit as it applies to the examination of claims or accounts submitted to the Comptroller; providing that nothing in this Act shall be construed to give the Comptroller the

right to refuse to pass for payment a legal claim for which a valid appropriation has been made; providing a repealer clause; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 538, "An Act amending Chapter 35, Acts of the First Called Session of the 53rd Legislature, being the Act creating Green Belt Municipal and Industrial Water Authority, by changing the name of the Authority; eliminating certain territory from the Authority; authorizing the Authority to acquire and develop underground water and water rights; authorizing the Authority to transport and sell water within and without the Authority; making certain changes with reference to the Directors of the Authority; limiting the financial liability of certain cities; making provisions with reference to contracting with the Texas Water Development Board concerning acquisition by said Board or the state of water storage facilities as provided in Chapter 49, Acts of the 58th Legislature, and the purchase thereof by the Authority; repealing Section 23 of said Chapter 35; enacting other provisions relating to the subject; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. J. R. No. 39, Proposing an amendment to Section 18, Article VII, Constitution of the State of Texas, to withdraw Arlington State College from participation in the Permanent University Fund.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 564, "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as "Harbor Improvement District"; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers, privileges, authority and duties of the General Laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation; providing for no hearing for exclusions; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; providing for governing body of District; providing for qualifications and bonds of Directors; naming first Board of Directors; providing for terms and election of Directors and notice of Directors elections, and related matters; providing for Directors to fill vacancies; providing for organization of Board of Directors; providing for a secretary pro tem; providing for employment of engineers, auditors, attorneys, and other employees; providing for approval of District's plans and specifications by the Texas Water Commission and inspection during construction by said Commission; providing for bonds and refunding bonds to be approved by the Attorney General of Texas and registered by the Comptroller of Public Accounts of Texas and providing for negotiability, legality, validity, obligation, incontestability of the bonds and refunding bonds; providing the power of eminent domain shall be limited to

Galveston County; providing District shall bear expenses of relocating, raising or rerouting of any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; providing that the Municipal Annexation Act shall have no application to this District; determining and finding the requirements of Article 16, Section 59 (d) as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for the selection of a depository or depositories for the District, and related matters; providing that Article 7880-75b shall be applicable to this District but requiring additional requisites prior to annexation of territory, and related matters; providing additional powers of District within and without boundaries of District but limited to Galveston County; providing for the sale of bonds of the District and the exchange of bonds for property and for the minimum price of bonds at such sale or exchange; providing that Article 7880-77b shall not be applicable to this District, and related matters; providing that notice of all elections shall be under hand of president or secretary; providing for canvassing election returns; providing the bonds of this District and their transfer and income therefrom and profits thereon and purchases made by District shall be tax-free in this state; providing the bonds and refunding bonds of this District shall be eligible investments; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 565, "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Pirate's Cove Municipal Utility District of Galveston County, Texas'; prescribing its rights, powers, privileges, and duties; pro-

viding the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing provisions relating to addition and exclusion of land; providing that its bonds are legal and authorized investments; providing for selection of a depository; containing other provisions relating to the subject; providing a severability clause; reciting proof of publication of constitutional notice; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 31, 1965.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. J. R. No. 47, Proposing an Amendment to Section 4, Article III, Constitution of the State of Texas, to provide four-year terms of office for State Representatives.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 31, 1965-June 1, 1965

S. B. No. 107
S. B. No. 534
S. B. No. 167
S. B. No. 406
S. B. No. 560
S. B. No. 555
S. B. No. 221
S. B. No. 493
S. B. No. 568
S. B. No. 573
S. B. No. 579
S. B. No. 575
S. B. No. 498
S. B. No. 576
S. B. No. 585
S. B. No. 563
S. B. No. 570
S. B. No. 236
S. B. No. 524
S. B. No. 537

S. B. No. 583	S. C. R. No. 110
S. B. No. 404	S. C. R. No. 132
S. B. No. 370	S. C. R. No. 70
S. B. No. 366	S. C. R. No. 136
S. B. No. 567	S. B. No. 4
S. B. No. 362	Sent to Governor
S. B. No. 293	June 4, 1965
S. B. No. 587	S. B. No. 405
S. B. No. 59	Sent to Governor
S. B. No. 538	June 7, 1965
S. B. No. 233	S. B. No. 190
S. B. No. 565	Sent to Governor
S. B. No. 564	June 14, 1965
S. J. R. No. 44	S. B. No. 306
S. J. R. No. 33	S. B. No. 166
S. J. R. No. 4	S. B. No. 580
S. J. R. No. 39	
S. J. R. No. 47	
S. C. R. No. 58	

APPENDIX

COMMITTEES FOR THE AD INTERIM

The President of the Senate, Lieutenant Governor Preston Smith, made the following appointments for the Ad Interim Committees on the part of the Senate:

Legislative Budget Board—(Art. 5429c, R.C.S.):

Senators Aikin, Hardeman, Hazlewood and Moore.

Legislative Council—(Art. 5429b, R.C.S.):

Senators Colson, Word, Watson, Parkhouse and Crump.

Committee to Study Nursing Profession—(S. R. No. 162):

Senators Dies, Cole, Hightower, Spears and Patman.

Senate General Investigating Committee—(S. R. No. 163):

Senators Bates, Blanchard, Hardeman, Hazlewood and Reagan.

Committee for Legislative Study on Multiple Use and Pollution of All Waters of Texas—(S. C. R. No. 9):

Senators Krueger, Cole and Herring.

Committee on Faculty Compensation

in State-supported Colleges and Universities—(S. C. R. No. 26):

Senators Rogers, Snelson and Harrington.

Election Law Study Committee—(S. C. R. No. 58)—Senators Creighton, Hightower, Hall, Kennard and Kazen.

Committee for the Return of the Flag of the Alamo—(H. C. R. No. 15):

Senators Bates and Herring.

Pleasure Island Interim Committee—(H. C. R. No. 69):

Senators Harrington, Schwartz and Dies.

Committee for the Restoration of the Flag of Santa Anna—(H. C. R. No. 94):

Senators Herring and Hardeman.

Committee on State and Local Tax Policy—(H. C. R. No. 142):

Senators Calhoun, Ratliff and Strong.

Committee to Study News Media on Proceedings in Criminal and/or Civil Courts—(H. C. R. No. 168):

Senators Hardeman, Reagan and Krueger.